THE HON'BLE SRI JUSTICE A.GOPAL REDDY

AND

THE HON'BLE SRI JUSTICE P.SWAROOP REDDY

WRIT PETITION No.10242 of 2007

Dated: 04.06.2007

Between:

Mohd. Jafer Hussain

... PETITIONER

AND

1. The Station House Officer,
   Kamatipura Police Station,
   Hyderabad and another.

...RESPONDENTS

THE HON'BLE SRI JUSTICE A.GOPAL REDDY

AND

THE HON'BLE SRI JUSTICE P.SWAROOP REDDY

WRIT PETITION No.10242 of 2007

ORDER: (***Per the Hon'ble Sri Justice A.Gopal Reddy***)

This is a taken up writ petition on the basis of the telegram sent by the petitioner, alleging that on 30.04.2007 at about 1.30 p.m., the Sub-Inspector and Constable of Kamatipura Police Station came to his house and taken his son viz., Mohd. Arif Hussain into illegal custody.

Pursuant to the notice issued, the first respondent filed a counter-affidavit stating that on 30.04.2007 one Jakir Hussain, the uncle of the alleged detenu, lodged a complaint with the police alleging that the petitioner illegally obtained possession of the property, which was gifted to him by his mother, for which a civil suit is also pending. On the basis of the said complaint, the police summoned the petitioner and his two sons to the police station including the alleged detenu, examined them, and advised them to settle their disputes before the appropriate forum as the matter is of civil nature. Both the complainant as well as the alleged detenu left the police station at about 3.00 p.m. In the meanwhile, the above telegram has been sent. It is further stated that the alleged detenu was not taken into custody.

In view of the above averments made in the counter-affidavit, nothing survives to be adjudicated in this writ petition and the same is accordingly closed.

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A.GOPAL REDDY,
J

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P.SWAROOP REDDY, J

Date: 04.06.2007
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